



# PUBLIC NOTICE

Federal Communications Commission  
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Washington, D.C. 20554

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**MEDIA BUREAU RECEIVES REQUEST BY ANALOG TELEVISION STATION  
IN THE UPPER 700 MHZ BAND TO CEASE ANALOG BROADCASTING,  
SURRENDER NTSC LICENSE, AND OPERATE AS  
A SINGLE CHANNEL, DIGITAL-ONLY TELEVISION STATION**

The Balanced Budget Act of 1997 directed the Commission to reallocate the 746-806 MHz band (encompassing broadcast channels 60-69) for public safety and commercial use.<sup>1</sup> Accordingly, in 1998, the Commission designated Channels 60-62 and 65-67 for commercial use, and Channels 63, 64, 68 and 69 for the exclusive use of public safety.<sup>2</sup> While broadcasters are entitled to remain on these channels and be protected from harmful interference until February 17, 2009, the end of the digital television transition,<sup>3</sup> Congress has also mandated that the Commission auction this spectrum by January 28, 2008.<sup>4</sup> In 2002, the Commission described how it would review, on a case-by-case basis, requests by incumbent broadcasters on channels 60-69 to voluntarily vacate their NTSC channels prior to the end of the DTV transition.<sup>5</sup>

The Media Bureau has received a request from Paxson Hawaii License, Inc., the licensee of analog television station KPXO(TV), NTSC Channel 66, and digital television station KPXO-DT, DTV Channel 41, Kaneohe, Hawaii,<sup>6</sup> for Commission authority to: (i) cease analog broadcasting on NTSC Channel 66 and surrender its license for the channel prior to the end of the DTV transition; and (ii) thereafter operate KPXO-DT as a single channel, digital-only television station on DTV Channel 41.

This request is available for inspection at the Commission's Reference Center, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554, and may also be accessed on the FCC's website at [www.fcc.gov/mb/video/tv.html](http://www.fcc.gov/mb/video/tv.html).

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<sup>1</sup> See 47 U.S.C. §337(a) (directing the Commission to allocate 24 MHz of spectrum to public safety and 36 MHz for commercial services).

<sup>2</sup> *Reallocation Report and Order*, 12 FCC Rcd 22953 (1998), *recon.*, 13 FCC Rcd 21578 (1998).

<sup>3</sup> See 47 U.S.C. §337(d)-(e).

<sup>4</sup> Deficit Reduction Act of 2005, Title III, Pub. L. No. 109-171, 120 Stat. 4 (2006).

<sup>5</sup> *Service Rules for the 746-764 and 776-794 MHz Bands, and Revisions to Part 27 of the Commission's Rules*, WT Docket No. 99-168 *et al.*, Memorandum Opinion and Order and Further Notice of Proposed Rulemaking, 15 FCC Rcd 20845, 20868-72 (2000).

<sup>6</sup> Facility ID No 77483.

For further information, contact Joyce Bernstein of the Media Bureau, Video Division at (202) 418-1647.

By: Chief, Media Bureau

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